

If the Court determines that the jury should be instructed (1) on libel per se and (2) that Ms. Teter is a private figure then the parties respectfully request that the Court use the following verdict sheet:

VERDICT SHEET
Libel Per Se
Private Figure – Matter of Public Concern

1. With respect to Defendant Project Veritas Action Fund, did the defendant libel the plaintiff?

_____ Yes

_____ No

With respect to Defendant Project Veritas, did the defendant libel the plaintiff?

_____ Yes

_____ No

With respect to Defendant James E. O’Keefe III, did the defendant libel the plaintiff?

_____ Yes

_____ No

If you answered “yes” to Question 1 for one or more of the defendants, you should proceed to Question 2. If you answered “no” to Question 1 for all of the defendants, you should not answer Questions 2 or 3.

2. Answer this question only if you answered yes to Question 1 for one or more of the defendants.

With respect to Defendant Project Veritas Action Fund, and only if you answered “yes” to Question 1 for Defendant Project Veritas Action Fund, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

With respect to Defendant Project Veritas, and only if you answered “yes” to Question 1 for Defendant Project Veritas, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

With respect to Defendant Defendant James E. O’Keefe III, and only if you answered “yes” to Question 1 for Defendant James E. O’Keefe III, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

If you answered “yes” to Question 2 for one or more of the defendants, you should proceed to Question 3 and then to Question 4. If you answered “no” to Question 2 for all of the defendants, you should not answer Question 3 or Question 4.

3. Answer this question only if you answered yes to Question 2 for one or more of the defendants, what amount of presumed damages is the plaintiff entitled to recover?
- _____

4. Answer Question 4 only if you answered yes to Question 2 for one or more of the defendants. (This will be a punitive damages question. The parties disagree about whether punitive damages are awarded jointly and severally. The parties are continuing to research the issue and hope to be able to reach agreement. At this point, however, the parties are unable to agree on how the punitive damages question should be worded.)

If the Court determines that the jury should be instructed (1) on libel per se and (2) that Ms. Teter is a public figure, then the parties respectfully request that the Court use the following verdict sheet:

VERDICT SHEET
Libel Per Se
Public Figure

1. With respect to Defendant Project Veritas Action Fund, did the defendant libel the plaintiff?

_____ Yes

_____ No

With respect to Defendant Project Veritas, did the defendant libel the plaintiff?

_____ Yes

_____ No

With respect to Defendant James E. O’Keefe III, did the defendant libel the plaintiff?

_____ Yes

_____ No

If you answered “yes” to Question 1 for one or more of the defendants, you should proceed to Question 2. If you answered “no” to Question 1 for all of the defendants, you should not answer Questions 2, 3, or 4.

2. Answer this question only if you answered yes to Question 1 for one or more of the defendants.

With respect to Defendant Project Veritas Action Fund, and only if you answered “yes” to Question 1 for Defendant Project Veritas Action Fund, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

With respect to Defendant Project Veritas, and only if you answered “yes” to Question 1 for Defendant Project Veritas, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

With respect to Defendant Defendant James E. O’Keefe III, and only if you answered “yes” to Question 1 for Defendant James E. O’Keefe III, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

If you answered “yes” to Question 2 for one or more of the defendants, you should proceed to Question 3 and then to Question 4. If you answered “no” to Question 2 for all of the defendants, you should not answer Question 3 or Question 4.

3. Answer this question only if you answered yes to Question 2 for one or more of the defendants, what amount of presumed damages is the plaintiff entitled to recover?

4. Answer Question 4 only if you answered yes to Question 2 for one or more of the defendants. (This will be a punitive damages question. The parties disagree about whether punitive damages are awarded jointly and severally. The parties are continuing to research the issue and hope to be able to reach agreement. At this point, however, the parties are unable to agree on how the punitive damages question should be worded.)

If the Court determines that the jury should be instructed (1) on libel per quod and (2) that Ms. Teter is a private figure then the parties respectfully request that the Court use the following verdict sheet:

VERDICT SHEET
Libel Per Quod
Private Figure – Matter of Public Concern

1. With respect to Defendant Project Veritas Action Fund, did the defendant libel the plaintiff?

_____ Yes _____ No

With respect to Defendant Project Veritas, did the defendant libel the plaintiff?

_____ Yes _____ No

With respect to Defendant James E. O’Keefe III, did the defendant libel the plaintiff?

_____ Yes _____ No

If you answered “yes” to Question 1 for one or more of the defendants, you should proceed to Question 2. If you answered “no” to Question 1 for all of the defendants, you should not answer Questions 2, 3, or 4.

2. Answer Question 2 only if you answered yes to Question 1 for one or more of the defendants. What amount of actual damages is the plaintiff entitled to recover?

If you entered an amount greater than zero (\$0) in response to Question 2, you should proceed to Question 3. If you answered “none” to Question 2, you should not answer Questions 3 or 4.

3. Answer Question 3 only if you entered an amount greater than zero (\$0) in response to Question 2.

With respect to Defendant Project Veritas Action Fund, and only if you answered “yes” to Question 1 for Defendant Project Veritas Action Fund, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

With respect to Defendant Project Veritas, and only if you answered “yes” to Question 1 for Defendant Project Veritas, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

With respect to Defendant Defendant James E. O’Keefe III, and only if you answered “yes” to Question 1 for Defendant James E. O’Keefe III, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

If you answered “yes” to Question 3 for one or more of the defendants, you should proceed to Question 4. If you answered “no” to Question 3 for all of the defendants, you should not answer Question 4.

4. Answer Question 4 only if you answered yes to Question 3 for one or more of the defendants. (This will be a punitive damages question. The parties disagree about whether punitive damages are awarded jointly and severally. The parties are continuing to research the issue and hope to be able to reach agreement. At this point, however, the parties are unable to agree on how the punitive damages question should be worded.)

If the Court determines that the jury should be instructed (1) on libel per quod and (2) that Ms. Teter is a public figure, then the parties respectfully request that the Court use the following verdict sheet:

VERDICT SHEET
Libel Per Quod
Public Figure

1. With respect to Defendant Project Veritas Action Fund, did the defendant libel the plaintiff?

_____ Yes

_____ No

With respect to Defendant Project Veritas, did the defendant libel the plaintiff?

_____ Yes

_____ No

With respect to Defendant James E. O’Keefe III, did the defendant libel the plaintiff?

_____ Yes

_____ No

If you answered “yes” to Question 1 for one or more of the defendants, you should proceed to Question 2. If you answered “no” to Question 1 for all of the defendants, you should not answer Questions 2, 3, or 4.

2. Answer this question only if you answered yes to Question 1 for one or more of the defendants.

With respect to Defendant Project Veritas Action Fund, and only if you answered “yes” to Question 1 for Defendant Project Veritas Action Fund, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

With respect to Defendant Project Veritas, and only if you answered “yes” to Question 1 for Defendant Project Veritas, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

With respect to Defendant Defendant James E. O’Keefe III, and only if you answered “yes” to Question 1 for Defendant James E. O’Keefe III, did the defendant publish the libelous statement or statements with actual malice?

_____ Yes

_____ No

If you answered “yes” to Question 2 for one or more of the defendants, you should proceed to Question 3. If you answered “no” to Question 2 for all of the defendants, you should not answer Question 3 or Question 4.

3. Answer Question 3 only if you answered yes to Question 2 for one or more of the defendants. What amount of actual damages is the plaintiff entitled to recover?

If you entered an amount greater than zero (\$0) in response to Question 3, you should proceed to Question 4. If you answered “zero” to Question 3 you should not answer Questions 4.

4. Answer Question 4 only if you entered an amount greater than zero (\$0) in response to Question 3 for one or more of the defendants. (This will be a punitive damages question. The parties disagree about whether punitive damages are awarded jointly and severally. The parties are continuing to research the issue and hope to be able to reach agreement. At this point, however, the parties are unable to agree on how the punitive damages question should be worded.)

This the 2nd day of May, 2019.

Respectfully submitted,

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